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Mabey Bridge & Shore, Inc.

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

MABEY BRIDGE & SHORE, INC.,

Plaintiff,

v.

SITT ASSET MANAGEMENT, LLC;
EDDIE SITT; RALPH SITT; and 431 AVE
P. LLC,

Defendants.

Civil Action No. CV-06-1195 (ARR)(SMG)

**STIPULATION OF DISMISSAL
WITHOUT PREJUDICE**

Pursuant to Fed. R. Civ. Pro. 41(a)(1)(ii), it is hereby stipulated and agreed by and between counsel for plaintiff, MABEY BRIDGE & SHORE, INC., and defendants, SITT ASSET MANAGEMENT, LLC; EDDIE SITT; RALPH SITT; and 431 AVE P. LLC, that all claims and counterclaims that were asserted or could have been asserted in this matter be and hereby are dismissed without prejudice and without costs to any party.

MOORE & JACKSON, LLC
Attorneys for Plaintiff
MABEY BRIDGE & SHORE, INC.

By: */s/Margaret Fonshell Ward*

Margaret Fonshell Ward, Esq.

Dated: June 7, 2006

MISHAAN DAYON & LIEBLICH
Attorneys for Defendants,
SITT ASSET MANAGEMENT,
LLC; EDDIE SITT; RALPH SITT;
and 431 AVE P. LLC

By: */s/Saul S. Mishaan*

Saul A. Mishaan, Esq. (SM2357)

Dated: June 7, 2006

CONNELL FOLEY, LLP
Attorneys for Plaintiff
MABEY BRIDGE & SHORE, INC.

By: *[Signature]*
Matthew S. Schultz, Esq.

Dated: June 7, 2006

Sordered.
SDJ
8/23/06